

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

PATTIVA McKEAN,)
)
)
Plaintiff,)
)
)
v.) C.A. No. 06-526
)
)
NORFOLK SOUTHERN RAILWAY)
COMPANY, a Virginia corporation,)
)
)
Defendant.)

NOTICE OF RECORDS DEPOSITION

TO: Nicholas H. Rodriguez, Esquire
Schmittinger & Rodriguez, P.A.
414 South State Street
P.O. Box 497
Dover, DE 19903-0497

PLEASE TAKE NOTICE that the undersigned attorney will take the deposition
of the following individual at the time and date listed opposite his name at the offices of Potter
Anderson & Corroon LLP, Hercules Plaza, 6th Floor, 1313 North Market Street, Wilmington,
Delaware 19801:

| | |
|---|-------------------------------|
| Joseph Thomas, Director 21303 Airport Road Georgetown, DE 19947 | October 13, 2006 9:00 a.m. |
|---|-------------------------------|

DUCES TECUM: Copies of all records, documents, and information which relate to a 911
call on November 29, 2004 at approximately 6:25 p.m. for an accident
involving a Norfolk Southern train and a 2001 Honda Accord that
occurred at CR 86 (W/B), Millsboro, Sussex County, Delaware, including,
but not limited to, the contents of the call, the cell phone number from
which the call was made, and the name of the owner of the cell phone.

* **Personal Appearance is waived if the requested records are received on or before
the date listed above.**

POTTER ANDERSON & CORROON LLP

By 

Daniel F. Wolcott, Jr., (ID No. 284)

David E. Moore (ID No. 3983)

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Railway Company*

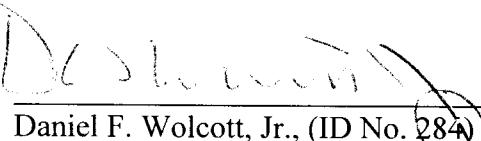
Dated: September 14, 2006
750095 / 30577

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CERTIFICATE OF SERVICE

I, Daniel F. Wolcott, Jr., hereby certify that, on September 14, 2006, the Notice of Records Deposition was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following and the document is available for viewing and downloading from CM/ECF:

Nicholas H. Rodriguez, Esquire
Schmittinger & Rodriguez, P.A.
414 South State Street
P.O. Box 497
Dover, DE 19903-0497



Daniel F. Wolcott, Jr., (ID No. 284)